

HOUSE BILL 1885

By Moody

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 17, Part 10, relative to criminal law.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-1003(a), is amended by deleting subdivisions (1) and (2) and substituting instead the following:

- (1) Sexual activity;
- (2) Simulated sexual activity that is patently offensive; or
- (3) The display of the minor's female breast or the genitals, buttocks, anus, or pubic or rectal area of a minor, and the material is possessed for the purpose of the sexual arousal or gratification of the defendant.

SECTION 2. Tennessee Code Annotated, Section 39-17-1004(a)(1), is amended by deleting subdivisions (A) and (B) and substituting instead the following:

- (A) Sexual activity;
- (B) Simulated sexual activity that is patently offensive; or
- (C) The display of the minor's female breast or the genitals, buttocks, anus, or pubic or rectal area of a minor, and the material is promoted, sold, distributed, transported, purchased, exchanged, or possessed for the purpose of the sexual arousal or gratification of the defendant or another.

SECTION 3. Tennessee Code Annotated, Section 39-17-1004(b)(1), is amended by deleting subdivisions (A) and (B) and substituting instead the following:

- (A) Sexual activity;
- (B) Simulated sexual activity that is patently offensive; or

(C) The display of the minor's female breast or the genitals, buttocks, anus, or pubic or rectal area of a minor, and the material is promoted, sold, distributed, transported, purchased, exchanged, or possessed for the purpose of the sexual arousal or gratification of the defendant or another.

SECTION 4. Tennessee Code Annotated, Section 39-17-1005(a), is amended by deleting subdivisions (1) and (2) and substituting instead the following;

(1) Sexual activity;

(2) Simulated sexual activity that is patently offensive; or

(3) The display of the minor's female breast or the genitals, buttocks, anus, or pubic or rectal area of a minor, and the act or material is performed or produced for the purpose of the sexual arousal or gratification of the defendant or another.

SECTION 5. This act shall take effect July 1, 2018, the public welfare requiring it.